In re: William J. Raddi et al. Serial No.: 10/809,124

Filed: March 25, 2004

Page 7

## **REMARKS**

Applicants appreciate the detailed examination evidenced by the Office Action mailed January 19, 2006 (hereinafter "Office Action"). In order to advance the present application to allowance, Terminal Disclaimers of the cited U.S Patent Nos. 6,944,035, 6,661,678, and 6,400,586 are filed concurrently herewith, to overcome the non-statutory obviousness-type double patenting rejections. The filing of these Terminal Disclaimers shall not be construed as an admission that the claims are unpatentable under the judicially created doctrine of obviousness-type double patenting or are obvious under 35 USC §103.

As all of the claims are now in condition for allowance, Applicants respectfully request allowance of the claims and passing of the application to issue in due course.

Applicants urge the Examiner to contact Applicants' undersigned representative at (919) 854-1400 to resolve any remaining formal issues.

Respectfully submitted,

Robert M. Meeks Registration No. 40,723

Attorney for Applicant(s)

**USPTO Customer No. 20792** 

Myers Bigel Sibley & Sajovec Post Office Box 37428 Raleigh, North Carolina 27627

Telephone: 919/854-1400 Facsimile: 919/854-1401

## **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on March 3, 2006.

Candi L. Riggs